

THE HONORABLE ROBERT J. BRYAN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

ERIC SKANSGAARD, as an individual and as a
representative of the classes,

Plaintiff,

v.

BANK OF AMERICA, N.A., and BAC HOME
LOANS SERVICING, L.P.,

Defendants.

Case No. 2:11-cv-00988 RJB

**STIPULATION AND ORDER FOR
EXTENSION OF CASE
DEADLINES**

**NOTE ON MOTION CALENDAR:
March 1, 2012**

STIPULATION

WHEREAS, Plaintiff filed a First Amended Complaint with leave of Court on February 3, 2012 (ECF No. 43); and

WHEREAS, the First Amended Complaint expanded the proposed class definitions to assert claims on behalf of two proposed nationwide classes in addition to a proposed Washington subclass; and

WHEREAS, Plaintiff intends to take additional discovery relating to the proposed nationwide classes prior to moving for class certification; and

WHEREAS, the parties have vigorously engaged in discovery to date; and

WHEREAS, Defendants have produced 54,669 pages of documents in this action since December 16, 2011 (including 8,696 pages of documents in February); and

WHEREAS, the parties are currently negotiating issues relating to the production of electronic data and documents; and

WHEREAS, Plaintiff requires additional time to review the materials recently produced by Defendants and anticipated future rolling productions of documents and data, and to question witnesses regarding the same, before filing his motion for class certification; and

WHEREAS, a limited extension of the class certification motion deadline and other case deadlines will allow the parties sufficient time to complete class discovery and litigate their claims and defenses in an orderly fashion;

The parties to the above-captioned action hereby stipulate and agree, subject to the approval of the Court, that the case deadlines in this matter may be extended as follows or as otherwise determined to be appropriate by the Court:

EVENT	CURRENT DEADLINE	PROPOSED DEADLINE
Motion for class certification due no later than	April 11, 2012	September 26, 2012
Response in Opposition to Motion for class certification due no later than	n/a	November 7, 2012
Reply in support of Motion for class certification due no later than	n/a	December 5, 2012
Disclosure of expert testimony under FRCP 26(a)(2)	July 19, 2012	January 9, 2013
All motions related to discovery must be filed by	August 18, 2012	February 1, 2013
Discovery completed by	September 18, 2012	March 1, 2013
All dispositive motions must be filed by	October 18, 2012	March 29, 2013
Settlement conference per CR 39.1(c)(2) must be held	December 16, 2012	June 1, 2013
Mediation per CR 39.1(c)(3) must be held	January 10, 2012	June 24, 2013
Letter of compliance as to CR 39.1 filed	January 17, 2013	July 1, 2013
Motions in limine filed by	January 10, 2013	June 24, 2013
Agreed pretrial order lodged with the court by	January 25, 2013	July 9, 2013
Pretrial conference shall be held at 8:30 a.m. on	February 1, 2013	July 15, 2013
Trial briefs / proposed voir dire & jury instructions due (if jury trial)	February 1, 2013	July 15, 2013

Dated this 1st day of March, 2012.

By: s/ Kai Richter
 Kai Richter, MN Bar No. 0296545*
 krichter@nka.com
 Nichols Kaster, PLLP
 80 South Eighth Street
 Minneapolis, MN 55402
 Tel: (612) 256-3200
 Fax: (612) 215-6870
**Admitted Pro Hac Vice*

By: s/ Matthew Lindenbaum
 Matthew Lindenbaum
 MA Bar No. 670007*
 mlindenbaum@goodwinprocter.com
 Goodwin Procter, LLP
 53 State Street
 Boston, MA 02109
 Tel: (617) 570-1000
 Fax: (617) 523-1231
**Admitted Pro Hac Vice*

Beth E. Terrell, WSBA # 26759
Email: bterrell@tmdwlaw.com
Michael D. Daudt, WSBA #25690
Email: mdaudt@tmdlaw.com
Terrell Marshall Daudt & Willie PLLC
936 North 34th Street, Suite 400
Seattle, WA 98103-8869
Telephone: (206) 816-6603
Facsimile: (206) 350-3528

Edward F. Haber, MA Bar #215620*
Email: ehaber@shulaw.com
Shapiro Haber & Urmy LLP
53 State Street
Boston, MA 02109
Telephone: (617) 439-3939
Facsimile: (617) 439-0134
**Admitted Pro Hac Vice*

*Attorneys for Plaintiffs
and the Proposed Classes*

John S. Devlin III, WSBA No. 23988
devlinj@lanepowell.com
Jacob M. Downs, WSBA No. 37982
downsj@lanepowell.com
1420 Fifth Avenue, Suite 4100
Seattle, WA 98101
Tel: (206) 223-6280
Fax: (206) 223-7101

Attorneys for Defendants

ORDER

Pursuant to the stipulation of the parties to the above-captioned matter, **IT IS SO ORDERED, except that the Pretrial Conference is set for Friday, July 19, 2013, at 8:30 a.m. and the trial is set to begin Monday, July 29, 2013, at 9:30 a.m. in Courtroom A.**

DATED this 6th day of March, 2012.



ROBERT J. BRYAN
United States District Judge

Presented by:

By: s/Kai Richter
Kai Richter, MN Bar No. 0296545*
krichter@nka.com
Nichols Kaster, PLLP
80 South Eighth Street
Minneapolis, MN 55402
Tel: (612) 256-3200
Fax: (612) 215-6870
**Admitted Pro Hac Vice*

Beth E. Terrell, WSBA # 26759
Email: bterrell@tmdwlaw.com
Michael D. Daudt, WSBA #25690
Email: mdaudt@tmdlaw.com
Terrell Marshall Daudt & Willie PLLC
936 North 34th Street, Suite 400
Seattle, Washington 98103-8869
Telephone: (206) 816-6603
Facsimile: (206) 350-3528

Edward F. Haber, MA Bar # 215620*
Email: ehaber@shulaw.com
Shapiro Haber & Urmy LLP
53 State Street
Boston, MA 02109
Telephone: (617) 439-3939
Facsimile: (617) 439-0134
**Admitted Pro Hac Vice*

*Attorneys for Plaintiffs
and the Proposed Classes*